CCO FORM:

Approved: 01/10 (MRA)

Revised: Modified:

MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION BID EXPRESS SUBSCRIPTION AGREEMENT

THIS LICENSE is issued by the M	lissouri Highways and Transportation Commissior
(hereinafter, "Commission") to	(hereinafter, "Company"), a
Missouri Regional Certification Committ	tee (MRCC) - certified disadvantaged business
enterprise (hereinafter, "DBE").	

WHEREAS, the Commission has purchased a block of Small Business Network Accounts from Bid Express® (hereinafter, "BidX"), and wishes to contribute toward DBE subscriptions for electronic bidding services via the Bid Express® Small Business Network (hereinafter, "SBN").

- NOW, THEREFORE, in consideration of the promises, covenants and representations in this Agreement, the parties agree as follows:
- (1) <u>CONSIDERATION</u>: In the interest of promoting fairness, diversity, and equalopportunity for DBE's, the Commission shall pay on behalf of the Company for the basic service on a BidX SBN Account. The Company shall be responsible for any additional services it subscribes to on said SBN Account.
- (2) <u>DURATION</u>: The Commission shall pay for said basic services for so long as the Commission, in its sole discretion, desires to do so. Upon notification by the Commission that it will no longer pay for the Company's basic services on its SBN Account, the Company will perform one of the following:
 - (A) Cancel its SBN Account subscription with BidX; or
 - (B) Assume all payments on the SBN Account subscription.
- (3) <u>CANCELLATION</u>: The Commission may cancel the Company's SBN Account subscription upon occurrence of the following:
- (A) The Company notifies the Commission that it no longer wants the SBN Account subscription;
 - (B) The Company is no longer a MRCC-certified DBE; and
- (C) The Company has not used the electronic bidding services of the SBN Account subscription for a continuous period of three months.
- (4) <u>COMMISSION REPRESENTATIVE</u>: The Commission's Representative is designated as the Commission's representative for the purpose of administering the

provisions of this Agreement. The Commission's representative also may act by and through other Commission employees as directed by the Commission's representative.

inrough other Commission employees as direc	ted by the Commission's representative.
(5) <u>COMPANY REPRESENTATIVE</u> as the Company's representative for the pur Agreement. The Company's representative a employees as directed by the Company's representative.	also may act by and through other Company
(6) <u>ASSIGNMENT</u> : The Company interest in this Agreement to another.	shall not assign, delegate, or transfer any
(7) <u>AMENDMENTS</u> : Any change is supplementation, must be accomplished by a the duly authorized representatives of the Com	
(8) <u>VENUE</u> : It is agreed by the pa other judicial proceeding to enforce or const breach, shall be instituted only in the Circuit Co	
IN WITNESS WHEREOF, the parties hast written below.	nave entered into this Agreement on the date
Executed by the Company this day	of
Executed by the Commission this	day of, 20
MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION	[COMPANY NAME]
Ву:	Ву:
Title:	Title:
ATTEST: (Commission seal)	ATTEST: (Company seal, if existing)
Secretary to the Commission	By:
	Title:
APPROVED AS TO FORM:	APPROVED AS TO FORM:
	D.

Title: _____

Commission Counsel